

IN THE COURT OF APPEALS OF THE STATE OF IDAHO

Docket No. 35352

STATE OF IDAHO,)	2009 Unpublished Opinion No. 414
)	
Plaintiff-Respondent,)	Filed: April 6, 2009
)	
v.)	Stephen W. Kenyon, Clerk
)	
WARREN WEAGANT,)	THIS IS AN UNPUBLISHED
)	OPINION AND SHALL NOT
Defendant-Appellant.)	BE CITED AS AUTHORITY
)	

Appeal from the District Court of the Fourth Judicial District, State of Idaho, Boise County. Hon. Kathryn A. Sticklen, District Judge.

Judgment of conviction and unified sentence of fifteen years, with eight years determinate for voluntary manslaughter, affirmed.

Bevin, Benjamin, McKay & Bartlett LLP, Dennis Benjamin, Boise for appellant.

Hon. Lawrence G. Wasden, Attorney General; Lori A. Fleming, Deputy Attorney General, Boise, for respondent.

Before LANSING, Chief Judge; GUTIERREZ, Judge;
and GRATTON, Judge

PER CURIAM

Warren Weagant pled guilty to voluntary manslaughter. I.C. § 18-4006(1), 18-4007(1). The district court sentenced Weagant to a unified term of fifteen years, with eight years determinate. Weagant appeals contending that the district court abused its discretion by imposing an excessive sentence.

Sentencing is a matter for the trial court's discretion. Both our standard of review and the factors to be considered in evaluating the reasonableness of the sentence are well established and need not be repeated here. *See State v. Hernandez*, 121 Idaho 114, 117-18, 822 P.2d 1011, 1014-15 (Ct. App. 1991); *State v. Lopez*, 106 Idaho 447, 449-51, 680 P.2d 869, 871-73 (Ct. App. 1984); *State v. Toohill*, 103 Idaho 565, 568, 650 P.2d 707, 710 (Ct. App. 1982). When reviewing

the length of a sentence, we consider the defendant's entire sentence. *State v. Oliver*, 144 Idaho 722, 726, 170 P.3d 387, 391 (2007). Applying these standards, and having reviewed the record in this case, we cannot say that the district court abused its discretion.

Therefore, Weagant's judgment of conviction and sentence are affirmed.